

FILED
U.S. DISTRICT COURT
DISTRICT OF NEW MEXICO
2022 SEP 21 PM 3:35
CLERK-LAS CRUCES

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,)
Plaintiff,) CRIMINAL NO. 22-1561 MIS
vs.) Count 1: 18 U.S.C. § 2422(b): Coercion and
MICHAEL RIVERA,) Enticement;
Defendant.) Counts 2-8: 18 U.S.C. §§ 2251(a), 2251(e) and
) 2256: Production of a Visual Depiction of a
) Minor Engaging in Sexually Explicit Conduct.

INDICTMENT

The Grand Jury charges:

Count 1

From on or about June 10, 2021, and continuing to on or about December 13, 2021, in Grant County, in the District of New Mexico, the defendant, **MICHAEL RIVERA**, using any facility of interstate and foreign commerce, knowingly persuaded, induced, enticed and coerced, any individual who had not attained the age of 18 years to engage in any sexual activity for which any person could be charged with a criminal offense.

In violation of 18 U.S.C. § 2422(b).

Count 2

On or about June 10, 2021, in Grant County, in the District of New Mexico, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using

materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 3

On or about June 11, 2021, in Grant County, in the District of New Mexico, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 4

On or about June 11, 2021, in Grant County, in the District of New Mexico, separate and distinct from Count 3, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 5

On or about December 4, 2021, in Grant County, in the District of New Mexico, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under

18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 6

On or about December 4, 2021, in Grant County, in the District of New Mexico, separate and distinct from Count 5, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 7

On or about December 4, 2021, in Grant County, in the District of New Mexico, separate and distinct from Counts 5 and 6, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped,

and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

Count 8

On or about December 13, 2021, in Grant County, in the District of New Mexico, the defendant, **MICHAEL RIVERA**, used, persuaded, induced, enticed and coerced a minor under 18 years of age, Jane Doe, to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, knowing and having reason to know that such visual depiction would be transported using any means and facility of interstate and foreign commerce, and using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of 18 U.S.C. §§ 2251(a), 2251(e) and 2256.

FORFEITURE ALLEGATION

Upon conviction of any offense in violation of 18 U.S.C. § 2251, the defendant, **MICHAEL RIVERA**, shall forfeit to the United States, pursuant to 18 U.S.C. § 2253: any matter containing visual depictions produced, transported, mailed, shipped, or received in violation of Chapter 110, of United States Code Title 18; any property, real or personal, constituting or traceable to gross profits, or other proceeds obtained from such offense; and any property, real or personal, used or intended to be used to commit or to promote the commission of such offense or any property traceable to such property.

The property to be forfeited includes, but is not limited to, the following:

- (1) Apple iPhone Model A1661, IMEI# 358642090292514.

Upon conviction of any offense in violation of 18 U.S.C. § 2422, the defendant, **MICHAEL RIVERA**, shall forfeit to the United States, pursuant to 18 U.S.C. § 2428: any

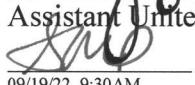
property, real or personal, used or intended to be used to commit or to facilitate the commission of such violation; and any property, real or personal, constituting or derived from any proceeds the defendant obtained, directly or indirectly, as a result of such violation.

The property to be forfeited includes, but is not limited to, the following:

- (1) Apple iPhone Model A1661, IMEI# 358642090292514.

A TRUE BILL:


/s/
FOREPERSON OF THE GRAND JURY


Assistant United States Attorney
09/19/22 9:30AM